

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MARTIN SOUDANI a/k/a MOUTAZ SOUDANI,

Plaintiff

Case No. 25-cv-176

v.

MOUT'Z SOUDANI, in his individual capacity and in his capacity  
as the Trustee of the MOUT'Z. F. SOUDANI and ELIZABTH I.  
RUTTKAYA/K/A ELIZABETH SOUDANI IRREVOCABLE  
LIVING TRUST,

ORDER TO SHOW  
CAUSE WHY  
TEMPORARY  
RESTRANING ORDER

Defendant.

X

UPON the Declaration of Martin Soudani a/k/a Moutaz Soudani ("Plaintiff") and the  
exhibits attached thereto, the Declaration of Aytan Y. Bellin and the exhibit attached thereto, the  
accompanying memorandum of law, and the simultaneously filed Complaint in this action and  
the exhibits attached thereto, it is

**ORDERED**, that the above-named defendant ("Defendant") show cause before a motion  
term of this Court, at Room 621, United States Courthouse, 300 Quarropas Street 500 Pearl  
Street, White Plains, New York on Jan. 13, 2025, at 11:15 o'clock in the  
morning ~~noon~~, or as soon thereafter as counsel may be heard, why an order should  
not be issued pursuant to N.Y. Surr. Ct. Proc. Act ("SCPA") § 719(7) removing Defendant as the  
trustee of the Mout'z F. Soudani and Elizabeth I. Ruttkay a/k/a Elizabeth Soudani Irrevocable  
Living Trust (the "2002 Trust"); and it is further

**ORDERED** that, ~~sufficient reason having been shown therefor~~, pending the  
hearing of Plaintiff's application for removal as the trustee of the 2002 Trust, Defendant ~~should not be~~  
temporarily suspended, pursuant to N.Y. SCPA § 719(7), as trustee of the 2002 Trust, and ~~as~~

~~temporarily restrained and enjoined from taking any actions with regard to the assets contained in that trust; and it is further~~

~~ORDERED that Plaintiff shall not be required to post a bond, and it is further~~

ORDERED that personal service of a copy of this Order and annexed Declaration of Plaintiff and the exhibits attached thereto, the Declaration of Aytan Y. Bellin and the exhibit attached thereto, and the Complaint in this case and the exhibits attached thereto, on Defendant or his counsel on or before Jan. 11 at 12 Noon - but preferably Jan. 10 before 5pm, shall be deemed good and sufficient service thereof.

Dated: White Plains New York  
January 10, 2025

ISSUED: 12:35 PM

Cathy Seelig  
United States District Judge